

STATE OF IOWA  
DEPARTMENT OF COMMERCE  
UTILITIES BOARD

IN RE:  MIDAMERICAN ENERGY COMPANY	DOCKET NO. TF-99-94
--	---------------------

**ORDER DOCKETING TARIFF AND REQUIRING REPORT**

(Issued April 23, 1999)

On March 26, 1999, MidAmerican Energy Company (MidAmerican) filed with the Utilities Board (Board) a proposed electric interruptible replacement rider, identified as TF-99-94. MidAmerican said the proposed tariff fulfills a commitment made in the settlement in Docket Nos. APP-96-1 and RPU-96-8 to develop an interruptible buy-through tariff. The proposed tariff would be initially implemented in the East system only, but MidAmerican intends to later extend the tariff to its entire system. MidAmerican said the proposed tariff was designed after discussions between MidAmerican and signatories to the settlement.

The Consumer Advocate Division of the Department of Justice (Consumer Advocate) filed an objection to the proposed tariff on April 8, 1999. Consumer Advocate argued interruptible rates provide discounts to customers willing to curtail electric usage during peak periods and that a tariff allowing an interruptible customer to purchase replacement power in effect nullifies the interruptible arrangement. Consumer Advocate also said the proposal has no provisions against revenue loss and cost shifting to other customers. Consumer Advocate pointed out the proposed tariff does not limit participation to current interruptible customers and allows current interruptible customers to increase their interruptible load.

Counsel for MidAmerican and Consumer Advocate have contacted counsel for the Board and indicated discovery is ongoing. After completion of discovery, the parties intend to commence settlement negotiations in an attempt to resolve some or all of the issues. Therefore, the Board will docket the proposed tariff for investigation but will not set a procedural schedule. MidAmerican and Consumer Advocate will be required to file a joint report detailing their progress in resolving some or all of the issues. The Board will then determine what further proceedings, if any, are required.

**IT IS THEREFORE ORDERED:**

1. Tariff filing TF-99-94 is docketed for further investigation and is suspended.
2. MidAmerican Energy Company and the Consumer Advocate Division of the Department of Justice shall file a joint report as outlined in the body of this order on or before 30 days from the date of this order.

**UTILITIES BOARD**

/s/ Allan T. Thoms

/s/ Emmit J. George, Jr.

ATTEST:

/s/ Sharon Mayer  
Executive Secretary, Assistant to

/s/ Paula S. Dierenfeld

Dated at Des Moines, Iowa, this 23<sup>rd</sup> day of April, 1999.